

Steven F. Alder (0033)
Douglas Crapo (14620)
Assistant Attorneys General
SEAN D. REYES (7969)
UTAH ATTORNEY GENERAL
1594 West North Temple, Suite 300
Salt Lake City, Utah 84116
Telephone: (801) 538-7227
Attorneys for the Division of Oil, Gas, and Mining

FILED

AUG 05 2014

**SECRETARY, BOARD OF
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

In the Matter of the Petition by the Division of
Oil, Gas and Mining for an Order:

- (1) Forfeiting to the Division all funds evidenced by certificates of deposit (#003525857) and (#003525790) in the amounts of \$30,000 and \$70,754, held by Bank of the West, Sandy, Utah for the Division as surety for the plugging and abandonment of the State 2-23 and State 2-43x wells;
- (2) Ordering the Bank of the West to deliver the amounts deposited and held in said accounts for the Division and Authorizing the Utah Attorney General to take any and all actions necessary to obtain the delivery of these funds
- (3) Authorizing the Division to use the funds to complete plugging and reclamation of the State 2-23 and State 2-43x wells and the lands affected by the wells;
- (4) Authorizing the Division to take other action necessary to recover from GENESIS PETROLEUM US INC. any and all costs associated with the plugging and reclamation of the State 2-23 and State 2-43x wells; and
- (5) Authorizing any other action the Board deems reasonable and appropriate.

**MOTION AND ORDER TO
PERMIT LATE FILING OF
EXHIBITS**

Docket No.: 2014-030

Cause No.: 264-04

MOTION

The Utah Division of Oil, Gas and Mining (“**Division**”) seeks an order permitting late filing of exhibits for the following reasons:

1. Rule R641-105-500 provides that exhibits to be offered by a Petitioner will be filed at least thirty days prior to the date of the hearing for which they are intended and that the Board may order a continuance of the hearing if additional time is required to evaluate the exhibits.

2. The deadline for filing the Exhibits was July 28, 2014, however there still remains more than three weeks before the hearing and there have been not responsive pleadings filed.

2. The Division and the Bank of the West have been in negotiations to resolve the matter without a hearing. The Division delayed filing the Exhibits with an expectation that the matter might be resolved without hearing. Although the Bank and the Division have reached an agreement that is being finalized, it now appears a hearing is still necessary to obtain an order forfeiting the interests of the operator and other parties, if any, and to obtain an order directing the Division to plug the wells.

3. The Division and the Bank have filed a Stipulation and Order approved by the Board providing that the deadlines for filing a response by the Bank and for filing exhibits, motions and other pleadings by the Division or the Bank are extended, and also providing that the hearing will proceed and not be continued except upon request of the Bank.

4. No other Responses have been filed in this matter and none are expected since it is believed that the operator is a defunct corporation and no other persons have any continuing interest in the operations of the company or these wells. However, in order to provide an full opportunity for hearing and in the event that a response is filed, the Division agrees upon motion and for good cause to a continuation of the hearing.

5. The Bank of the West has indicated that it does not object to this motion and it does not appear that any person or party will be adversely affected by the late filing of these exhibits.

Respectfully submitted this 5th day of August, 2014



Steven F. Alder (0033)
Douglas Crapo (14620)
Assistant Attorneys General
Attorneys for the Division of Oil, Gas, and Mining

ORDER

Upon Motion of the Division and for good cause appearing therefrom, the Board hereby allows for the late filing of the Exhibits that the Division intends to present at the hearing of this matter provided that should a party later object to the late filing, that the hearing may be continued for good cause.

Dated this ____ day of August, 2014

Ruland J. Gill JR., Chair
Utah Board of Oil, Gas and Mining.

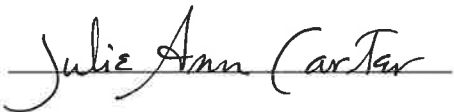
CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the forgoing MOTION AND ORDER PERMITTING LATE FILNG OF EXHIBITS to be personally served or mailed first class mail, postage prepaid, the 5th day of August 2014, to:

GENESIS PETROLEUM US INC.
C/O Hydrotech Energy, LLC (Registered Agent)
960 W Levoy Dr. Ste 230
Taylorsville, Utah 84123

MARTY BANKS
Counsel for Bank of the West
201 South Main Street, Ste 1100
Salt Lake City, Utah 84111

MIKE JOHNSON
Assistant Attorney General
Department of Natural Resources
Board of Oil, Gas & Mining
1594 West North Temple, Suite #300
Salt Lake City, Utah 84114

A handwritten signature in cursive script that reads "Julie Ann Carter". The signature is written in black ink and is positioned above a horizontal line.